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October 9, 2006

Commissioner for Patents
P.O. Box. 1450
Alexandria, VA 22313-1450

Re: U.S. Patent Application Serial No. 09/297,733
Filed: May 5, 1999
For: **BIODEGRADABLE POLYMERIC COMPOSITIONS
COMPRISING STARCH AND A THERMOPLASTIC
POLYMER**
Docket No.: C013929/0110035

Sir:

Enclosed is a completed Terminal Disclaimer. Pursuant to Rule 1.20(d), enclosed is a check in the amount of \$65.00 to cover the fee (small entity) for the filing of this Terminal Disclaimer. Please charge any required fees not otherwise paid by check to Deposit Account No. 02-4467. A duplicate copy of this letter is enclosed.

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on October 9, 2006.

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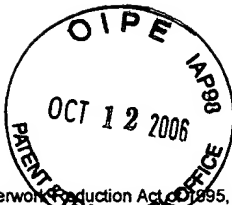
Respectfully submitted,

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**TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING
REJECTION OVER A "PRIOR" PATENT**

Docket Number (Optional)

C013929/0110035

In re Application of: Catia BASTIOLI et al.

Application No.: 09/297,733

Filed: May 5, 1999

For: BIODEGRADABLE POLYMERIC COMPOSITIONS COMPRISING STARCH AND A THERMOPLASTIC POLYMER

The owner*, NOVAMONT S.p.A, of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term **prior patent** No. 6,348,524 as the term of said prior patent is defined in 35 U.S.C. 154 and 173, and as the term of said **prior patent** is presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the **prior patent** are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of the term of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the **prior patent**, "as the term of said **prior patent** is presently shortened by any terminal disclaimer," in the event that said **prior patent** later:

- expires for failure to pay a maintenance fee;
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- is found invalid by a court of competent jurisdiction;
- is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321;
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- is reissued; or
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2. ☒ The undersigned is an attorney or agent of record. Reg. No. 24,895

Signature

10/6/06

Date

Lawrence G. Kurland

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- ☒ Terminal disclaimer fee under 37 CFR 1.20(d) included.

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